

Liber FF Jn^o Wright ag^t } Morecroft p̄ quer
 Toby Wells } Jenifer p̄ def^t

The plaintiff sues the def^t in a plea wherefore he tooke the Goods of him the said John and them did deteine against Suertyes and pledges &c

And the said Toby Wells by Daniel Jenifer his Attorney doth come and defend the force and wrong when &c And the said Toby doth well avow the takeing and deteineing the said three negroes in the place in which &c and justly &c because he saith that Moses Staggoll High Sheriff of the Said County of Kent by virtue of a warrant of the Lord proprietary issueing Out of his provincially Court held at S^t Maries the twelfth day of April in the xxxvth yeare of his Dominion &c the said Moses was Comanded to levy by way of execution any the Chattells and debts belonging to Bartholomew Glevin late of his County deceased and now in the possession of Mary his administratrix to the value of fourteen thousand three hundred and seventeen pounds of tobacco and caske being a debt recovered of John Wright who married the said administratrix at a provincially Court held at S^t Maries the twelfth day of this instant month of April by Tobias Wells of the said County of Kent Gent with three hundred pounds of tobacco Ordered by the justices of the said Court for costs allowed to the said Wells as also two hundred and sixty pounds of tobacco more for judiciaall Charges expended by the said Wells in the said suite to the Clerke of the said Court which said Charges with the abovesaid Costs and principall amount in the whole to the summe of fourteen thousand eight hundred Seventy Seven pounds of tobacco and caske which said Summe So levied as abovesaid the same deliver to the aboves^d Toby wells or his Order by virtue of which said writ the said Moses Staggoll High Sheriff of the said County of Kent did take in execution three negroes and did them deliver to the def^t according to the Tenor of the said writt which said three negroes by virtue of the s^d delivery the said Tobyas doth well avow the deteineing and keeping of the said three negroes and this he is ready to averr; whereupon he demandeth judgment and returne of the said three negroes with his damage and costs by him about this suite in this behalfe to be expended by him to be adjudged

And the said John Wright doth say that the said Tobyas for the reason aforesaid the takeing and deteineing of the said three negroes for the reason before alledged Ought not to avow because he saith that before the tyme of the supposed takeing of the said three negroes [p. 608] and at the tyme when &c the said Mary the administratrix had according to solemne forme in such case required sett up her name openly in the Court house to witt at a provincially Court held at S^t Maries the xith day of February in the six and thirtieth yeare of the Dominion of Caecilius &c mentioned there in a noate thereby signifie-